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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/816,556	04/01/2004	Thomas E. Dowdy	P1916C/526C	1243

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EXAMINER

RAHMJOO, MANUCHER

ART UNIT	PAPER NUMBER
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2676

DATE MAILED: 04/04/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/816,556

Applicant(s)

DOWDY, THOMAS E.

Examiner

Mike Rahmjoo

Art Unit

2676

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 01 April 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1, 4-11, 17- 25 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1, 4-11, 17- 25 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>4/1/04</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 112

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claims 1, 4- 11, and 17- 25 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

As per claim 1 line 8 recites "...inputs...". It is not made clear what applicant is considering as inputs.

As per claim 1 line 8 recites "...inputs...". The plurality of "inputs" is not noticed through and seems to be missing from the claimed invention as recited in claim 1.

As per claim 1 line 10 recites "...substantially...". Use of the word "substantially" makes the claim language indefinite.

Claims 4- 11 are indefinite because they depend on indefinite antecedent claims.

Claims 17- 25 have similar rejections.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1, 4- 11, and 17- 25 are rejected under 35 U.S.C. 102(b) as being anticipated by Bindlish et al (US Patent 5,608,864), hereinafter, Bindlish.

As per claims 1 and 17 Bindlish teaches providing a first format in a first frame buffer, the first format compatible with a format for an application program see for example figure 5b block 530 and claim 1 for the first FIFO and also figures 6- 7; providing a second format in a second frame buffer, the second format compatible with a format for an output device see for example figure 5b block 551 and claim 1 for the second FIFO and also figures 6- 7; and transforming inputs from the application program from the first format in the first frame buffer to the second format in the second frame buffer for output on the output device to provide compatibility between the application program and the output device without substantially altering the application program see for example figure 5b for blocks 535- 537 (DAC 536) and also figures 6- 7.

As per claims 4 and 18 Bindlish teaches the first format comprises a first resolution see for example column 13 lines 41- 53 for the uniform resolution for the background.

As per claims 5 and 19 Bindlish teaches the first format comprises a first depth see for example column 13 lines 41- 53 for the low pixel depth.

As per claims 6 and 20 Bindlish teaches the first format comprises a first video standard see for example figure 5b for the graphic data and also figures 6- 7.

As per claims 7 and 21 Bindlish teaches the second format comprises a second resolution see for example column 13 lines 41- 53 for the fine detail resolution for the motion video.

As per claims 8 and 22 Bindlish teaches the second format comprises a second depth see for example column 13 lines 41- 53 for the high pixel depth.

As per claims 9 and 23 Bindlish teaches the second format comprises a second video standard see for example figure 5b for the video data and also figures 6- 7.

As per claims 10 and 24 Bindlish inherently teaches providing a first format comprises providing a first aperture card see for example figures 5- 7.

As per claims 11 and 25 Bindlish inherently teaches providing a second format comprises providing a second aperture card see for example figures 5-7.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure; US Patent 5,625,386, 5,574,836, and 5,479,606.

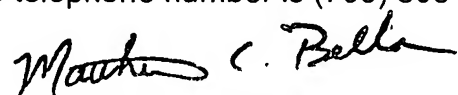
Inquiry

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mike Rahmjoo whose telephone number is (571) 272-7789. The examiner can normally be reached on 6:30- 3:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew Bella can be reached on (571) 272- 7778. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 872-9314 for regular communications and (703) 872- 9314 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-4750.

Mike Rahmjoo


MATTHEW C. BELLA
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600

March 14, 2005